FRIDAY, AUGUST 16, 1867.

in North Carolina. been received, directly or indirectly, from Gener- to our people and the State whose money has al Sickles in reference to the conduct of his sub- been employed to build this road, the principles al Sickles in reference to the conduct of his sub-altern at Wilmington, in interposing a copy of Or-der No. 10 against the execution of a indement der No. 10 against the execution of a judgment where, both as to our road and the Western Ex- ment. God will surely frown upon such rendered by the Circuit Court of the United States. We hope it is not hence to be concluded that he sustains his deputy, although such long silence is ominous of fresh troubles in that quarter. The public press generally, Radical and Conservative, have expressed the conviction that he will order the obstruction to the execution of the writ to be unconditionally removed. We await his august decision with curiosity, not unmixed with grave forsbodings .- National Intelligencer.

Our respected cotemporary is informed, as we have previously announced, that Col. FRANK. Commanding this Post, in interposing military force against the execution of a judgment of the Circuit Court of the United States, acted directly under or- any officer or stockholder of the Company, burg, Norfolk, Alexandria, Lynchburg, ders from District Headquarters.

We are a little astonished that this conflict of authority should create any surprise at the North. It was no secret in this State at least, and found its way into the papers, that during the simultaneous visits of General Sickles and Chief Justice Chase to Raleigh, this question was mooted and the former announced then that his order applied as well to process issued from the Federal as from the State Courts. And we cannot see that Judge Chase has the least cause for complaint. It is well known that for two years in jail, refusing to hold Court county, among other resolutions passed Old Dominion should not be lost upon us. in Virginia on account of the presence merely of the military in that State. At the first term of the Circuit Court for person and property, ought to be indemnified out North Carolina, when the superiority of the military to the civil power was a palpable fact, he presides, and the whole country is astonished that the military pay no respect to his mandates.

If the Reconstruction acts of Congress justify General Sickles in the issuance of Rebels. the order in the first place, and this Congress has endorsed, it certainly justifies meeting, thus speaks of one of the speeches: him and Colonel Frank in using the whole force at their command in maintaining the applause. Mr. Starbuck never fails to send authority of the order. The people of the lion "home thrusts" when he speaks of the Rebel-South have come fully to realize and appreciate the fact that the military is the supreme authority in the Southern States. theory as contained in the acts of Congress, show a little restive spirit, as its rather harsh exercise here militates against their interest. It may prove somewhat incomprehensible that an execution, coming from the highest judicial authority known to the Constitution of the United States, should a Post Commander in one of the Southern districts-but to this "complexion have we

We look upon this action from a different stand-point from our Northern friends. While they seem inclined to upbraid General Sickles for his reckless temerity in thus trifling with such august authority, we think that he acts with consistent and equitable firmness in paying the same respect-no more-to the process issued unthe United States as he does to that coming from the Magistrate of a county in any may not, indeed, be under his authority, the citizen whose rights and property are sought to be affected, is. We must adcountry, we see no authority for his action in either case, but if we regard the acts of Congress, the present law of the land, we tution, with a firm and impartial hand.

" A New Arrangement,"

The Raleigh Progress of a late date speaks of a new arrangement between the North Carolina, on which it remarks: Unless we are greatly mistaken, Wilmington and Newbern will receive peculiar benefit from the

combination, subtracting or diverting much trade the state of facts referred to, and says that the arrangement is one by which both the Railroad Company and the merchants of Wilmington will

We have no means of information as to the pre-

new combination, but regret that the rivalry between Norfolk and her sister cities should develarrangement" of Colonel Fremont. Discriminations are all in the nature of protec-

tion, and while they may benefit corporations, or even communities, their effects are necessarily pernicious .- Norfolk Virginian.

We regret that the Raleigh Progress and our cotemporary, the Post, should have fallen into an error which can in no way benefit Wilmington or New Berne, and may as advised, because it was for the benefit of tend to injure the creditable efforts of the the purchaser, even though a different tend to injure the creditable efforts of the operate on Smith, the Secretary of the Interior, 1 operate on Smith, the Secretary of the Interior, 1 have promised that all the sub-appointments shall

We can assure our Norfolk cotemporary that the "new arrangement" can in no possible way injure Norfolk or benefit Wilmington. It consists only in the route by which freight to and from Middle and Western North Carolina, for or from, the North shall be transported. Heretofore it flict with the interests of their patrons. has gone by the Raleigh and Gaston Railroad-not passing over the forty-eight over the whole length of the Road to Golds- in their application for his pardon. boro', and to and from Weldon by the Wil-

mington and Weldon Railroad. rangement, without detriment to the ship- statements, but submits papers and letters myself, and give the rest to other members who per, or any interference with any of the from the impeachers which will rise up in are helping me. old channels of trade, except the Raleigh judgment against the conspirators. Hav- the Territories, and is the best of all the Territorial and Gaston Railroad, are corporations in ing procured the services of so debased a vol if I get the place in the rown lot speciwhich the State has a very large interest, and it was for their mutual advantage, and called (for none others could be found so get it. There are some fifty more applications for for the benefit of North Carolina that it capable to accomplish the iniquitous work), it. — has promised to help me.

Write immediately—make the letter plain and was entered into. It can possibly be of lit will hardly do for these men to turn upon little interest, either to Norfolk or Peters- their accomplice and betrayer as unworthy little interest, either to Norfolk or Peters- their accomplice and betrayer as unworthy little interest, either to Norfolk or Peters- their accomplice and betrayer as unworthy little interest, either to Norfolk or Peters- their accomplice and betrayer as unworthy little interest, either to Norfolk or Peters- their accomplice and betrayer as unworthy little interest, either to Norfolk or Peters- their accomplice and betrayer as unworthy little interest, either to Norfolk or Peters- their accomplice and betrayer as unworthy little interest, either to Norfolk or Peters- their accomplice and betrayer as unworthy little interest, either to Norfolk or Peters- their accomplice and betrayer as unworthy little interest, either to Norfolk or Peters- their accomplice and betrayer as unworthy little interest. burg, whether the freight which seeks those cities come by Goldsboro' or by the Raleigh and Gaston Railroad. It does affect eigh and complete the freight which seeks those of belief.

There is a vase at the P cumulated is fearful. The parties implicately eight which seeks those of belief.

There is a vase at the P cumulated is fearful. The parties implicately eight which seeks those of belief.

There is a vase at the P cumulated is fearful. The parties implicately eight which seeks those of belief.

There is a vase at the P cumulated is fearful. The parties implicately eight which seeks those of belief.

There is a vase at the P cumulated is fearful. The parties implicately eight which seeks those of belief.

There is a vase at the P cumulated is fearful. The parties implicately eight which seeks those of belief.

There is a vase at the P cumulated is fearful. The parties implicately eight which seeks those of belief.

There is a vase at the P cumulated is fearful. The parties implicately eight which seeks those of belief.

There is a vase at the P cumulated is fearful. The parties implicately eight which seeks those of belief.

There is a vase at the P cumulated is fearful. The parties implicately eight which seeks those of belief.

fore the "new arrangement" indirectly cer says more is coming, and we look to see Tories and Post You in Advance. Write one pers, but this will avail them nothing. the State very much, however, and therebenefits every citizen of North Carolina.

Wilmington, Charlotte and Rutherford Railroad.

We have noticed the communication of "E." the Wilmingtion Journal, in relation to a connection between our road and the W. N. C. Railroad Lincolnton to Rutherfordton. We are glad the We learn that no official communication has yet | discussion has been sprung, as we desire to show tension. As the Legislature will in all probability soon meet, we hope this subject will receive wickedness. the attention it descrives by that body.

We will pay our respects more fully to this

Rutherford Star. Aug. 3d was written by one of the Editors of this come in, that the old Commonwealth prepaper, and published as "Editorial Corsents a large majority of whites. In a have more time. The surveying contracts, &c., respondence." While we will be prepared to published statement embracing forty-five accept the Star's respects with which he counties and an aggregate of nearly thirtyoffers to pay us in his next issue, we will four thousand votes, the white majority state that the letter was written from Ca- is nearly nineteen thousand. Included in tawba county, without consultation with the list are the cities of Richmond, Petersand certainly without the knowledge of &c., all of which give large negro majoreither, and we do not know that a single ities. North Carolina Railroad, at or near Hicko- secure the State to the Conservative whites, welfare of 'he road will demand it.

Confiscation and Its Advocates. At a "Union" meeting held in Forsythe

were the following: the war and prosecuted it to the bitter end, and the common school funds destroyed by the Re-

debt paid, and the freedmen protected; therefore, The Secretary, in the minutes of the

This is the same man, be it remembered, miny and danger, and certainly the prize who voted in the Secession Convention of is worth the trial. this State for men and money to carry on We have always thought that Virginia, Our Northern friends who only see the the "Rebellion" and afterward, for a small North Carolina, Georgia and Texas, at The old State is either to be under the Chief. Attorney for this State. The Grand Jury the negroes, unless the latter is given to presented him for perjury, but Chief-Jus- them by the partizanship of General Shertice Chase, in the goodness of his heart, on | IDAN and his willing subordinates. Under not command the respect and obedience of Moore, Esq., did not submit the case be- good order, will be spared to accomplish storm, and who have merged from their was advantageous to our people, and as fore a jury. If the loyal Mr. Starbuck so desirable an end. If in these States, gives the dead Rebellion "home thursts" acting in compliance with the laws of Connow, the soldiers he placed in the field and gress, the native whites can maintain the

bellion into a patriotic Revolution.

"There is another view, however, by which Norand this is as a stockholder in the Raleigh and Gaston road, in whose prosperity as such she is somewhat largely interested, to the amount of der the sign manual of the Chief Justice of \$70,000. Such are the facts and inferences which

All that Norfolk and Portsmonth expect from he Seaboard road is that the road be worked to portion of his district. While the Judge its fullest capacity, and this we presume it is do- Butler, or any others. Those which impli- infinitely worse. The white people of the Gaston railroad, and many of our citizens likewise own stock in the road, it behooves our merchants and business men in making their shipmit, if we look to the Constitution of the ments, to see that all freight is marked "via R. & fore the President implicating Ashley and too late. Let every one consider the im-G. R. R." The rate for freight by both routes is the same."—Norfolk Journal.

a long comment upon the unfortunate error | Intelligencer," is erroneous, of which a more | cal minorities, for any attempt to fasten a find ample justification for both, and we into which two of our State papers in careful reading of the telegram will con- discriminating Constitution upon North have respect for the officer who exercises advertently fell in regard to the new vince our cotemporary of the Post. The Carolina and thereby secure class legislapower, be it inconsistent with the Consti- freight arrangement. We are glad that President decided merely to submit them to tion, must come before the registered vothe Norfolk Journal viewed this matter in the public without further investigation or ters of the whole State, and receive a maits proper light, as not interfering with the without an attempt to gather additional jority of them. In the Middle and Wesbusiness of that city, but merely as to the evidence, which was said to exist. route freight should take, to and from this It is of little consequence what action State, to that port.

in the Raleigh and Gaston Railroad, it is the published letters of Ashley, and public very proper for the papers of that place to opinion will demand of them that the damadvise its merchants and business men in nable testimony shall be explained away. whose honesty and judgment have been army, from a man named Ledbetter, while making their shipments to send them "via In their attempt to do so the "additional some of the substantial results of the new ar- RALEIGH AND GASTON RAILROAD," but in evidence" may not "down" at their bidview of the fact that the State of North ding. cise nature of the discriminations imposed by the | Carolina owns a very large amount of stock in both the North Carolina and the Wilop itself in what the Post calls the "diplomatic mington and Weldon Railroads, and thus rascality. The National Intelligencer pub- her, the folly of present indifference will and business men of Norfolk as contuma- follows: cious, indeed, if they refused to send goods, Railroad to increase the business of their Company.

Railroad to increase the business of their them to lose future orders than to add much to the prosperity of the Raleigh and

Let us counsel the merchants and business men of Norfolk to attend to their of the Legislature. I have not got it yet. Please ward engage in the war, or aid the South, legitimate business and not heed the advice of those who would have them act in con-

A Black Chapter. In the many dark chapters the revolumiles of the North Carolina Railroad be- tionary history of our government has furtween Raleigh and Goldsboro'. An ar- nished, the blackest finds record in the rangement has now been made between the startling "confessions of Conover," which North Carolina and the Wilmington and we publish this morning. While we would Weldon Railroads, by which this freight receive with much doubt anything coming shall go by way of Goldsboro'. That is, from this man, Dunham or Conover, the the freight passing between Charlotte, or leading Radicals whom he implicates in his any point on the North Carolina Rail- crimes cannot complain if the story carries road to Norfolk, or vice versa, shall pass conviction with it, as they fully endorse him

But unfortunately for Ashley, Holt, But-

the guilt of other honorable Congressmen LETTER FOR ME, AND THE OTHER TO SHOW. implicated in this terrible conspiracy. We court. Write and telegraph. Truly, hope its length will deter none from reading the record. We have been made the victims of party malice, and our section is at Hickory Tavern, thus killing our road from about to be transferred to the ignorant blacks and their white accomplices and picture of the means used for our debase-

Registration in Virginia_Prospects in other States.

We are glad to see, as the lists of re-The communication above referred to gistered voters from the various counties

one of them favors it. We have never sup- Of the forty-five counties, thirty-one give posed, for one moment, that the road white majorities, and it is thought that in would not go to Rutherfordton, in fact, it the remainder, not only the proportionate must go there; but the Star may rest assar- majorities will be maintained, but that an ed that its virtuous indignation will not equal majority of the other counties will go prevent a connection with the Western for the whites. This will, without doubt, ry Tavern. The public interest and the and Virginia, with her proud history and gro domination.

"Be it further resolved, That the Union men the proportion of whites here is as great as sponsibility resting upon them. who suffered during the late Rebellion, both in in that State. If we will register thirty or of the property of those persons who brought on forty thousand white majority in North Sickles little or nothing is left to doubt, Stevens, in the House of Representatives, provid- itself to urge us to action. To avoid the struction they thereby endorse them. We Court. ing for the confiscation of the property of certain lawlessness and profligacy which renders publish a few plain, and we believe correct, This, we suppose, will end the conflict of Becton. life, property and the privilege of a free- rules as to who can and who cannot regis- authority, with the first submission of the man the play-things of a cruel and despe- ter. They are in accordance with the acts military to the civil power of the tion, which was given. They then declined rate tyrant and his ignorant and besotted of Congressand the orders of Gen. Sickles, Government. We say end the conflict, as to cross-examine.) minions, should be the object of the earn- and we think will commend themselves to it is one thing to suspend the laws of the A united effort will save us from this igno- trars.

came very near converting a despised Re- and an early return of all branches of business and industry to their old and legitimate channels. To do this, all not disfranchished must Register.

" Confessions of Conover."

The above are the closing paragraphs of for impeachment, alleged by the National the weight of his example. Disregard lo-

the President takes in this matter, the ex-

It appears that this is not the first time

WASHINGTON, D. C., March 12, 1861. My Dear Case :- I have made some progress today about the Surveyorship of Colorado. In orto the Secretary of the Interior, but to me on the envelope. I have written to ---- and -write them. Charley feels a delicacy in pressing your claims, because he expects to be a candidate for Clerk of the next House, and does not want to run across the track of any one. What you do,

Now Frank, this is the best office, in my judgment, in the gift of the President, and I would resign to-day if I were sure I could keep it four years. If you get it, I want to unite with you as a Those who at any time before FULL PARTNER in all land speculations and town sites. I have worked earnestly and hard for you, and hope to succeed. You do not stand as much chance for the marshalship as you do to be struck by lightning, and Kingson, —a little. This is on the square.

J. M. Ashler.

WASHINGTON, D. O., March 18, 1861. My DEAR CASE :- Everything hangs on a hair. You must use the telegraph to obtain letters and have them forwarded to me at once. Let the writers send to me instead of you.

If I get this appointment it will be the first of such importance where the candidate has done nothing. I have promised all the subordinate ler and other partners in guilt, Conover places under you to get help, and you must write The two roads which have made this ar- does not ask confidence in his unconfirmed to make this good. I ask for three of the places

Damn your business in the Williams county

WASHINGTON CITY, March 19, 1861. My Dear Case: Our matter is in better shape Justice, the trusted and valued friend of to-day. The President promised me that this ap pointment should not be made until next week,

and said I should have a fair hearing. I shall fear a defeat, however, if I do not get your written authority to guarantee that all your this conspiracy with his old associate and subordinate appointments shall be secured to the persons who helped me through this matter, and that you will fully authorize me to pledge you to ham. The original of this letter, in the perform the promises I have made, that the surveyors and sub-contractors to be employed by you are to be at the joint disposal of two other persons is in the possession of officers of the govand myself. Please copy, and send me at once the inclosed for that purpose. Now, one word as to ourselves. It is agreed that

such a position as he can fill, he having always been a farmer. The other I shall select when I we will fix after the appointment by meeting at Tonow, if I get this, I want to be a full capartner place, and if I do get it I hope you will cheerfully go with me. I have draw, up the enclosed agreeother agreement.

Let me hear from you by return mail, and hur- and that if she should fail there (in getting the ry along any letters and telegraphs from men who can have influence here.

In haste, yours truly, J. M. ASHLEY. The Duty of the People,

We trust that our people are satisfied as voters. We have attempted very often in these columns to urge upon them the The lesson taught by the example of the now to be decided. Registration actually begins to-day, and the Conservative whites who are not disfranchised have a great re-

Under the instructions issued by General

the money he provided for their support ascendancy, we may have peace, prosperity gence and ignorance, property and poverty, ders, the people of the Southern States are forethought and improvidence; whether the sufferers. If the order of Gen. Sick- keeping the crowd off. ters, and the laws of nature to be reversed be hoped he will withdraw it altogether.

in having a superior race governed by an inferior; whether we are to have taxes levied by one class and paid by another. As un-The telegraph, as published in yester- palitable as is our present military governcate these Congressmen, Holt and others, State have it in their power to avert the therefore, "that there is no evidence be- tion now, regrets in the future will come others, in attempting to suborn witnesses portance of his individual action and tern portions of the State the whites are Nashville, and who during the war was very largely in the majority, and will swal- a captain in the Confederate army, has low up any local majorities the blacks and been arrested a day or two since, on an in-In view of the fact that the City of Nor- position, with all its startling and horrid their white allies may have in the East. dictment found by the Grand Jury of Hickfolk owns seventy thousand dollars of stock realities, is before the people, established by And, besides, many of the more intelligent man county. The alleged offence is that knows positively that it was not his pistol and considerate blacks will vote with those | Captain McNairy captured some thirty-five among whom they have been raised and or forty mules destined for the Federal tested by years of association.

Let our people, therefore, address themselves to the work of registration. If North the sum of \$2,500 for his appearance. This Carolina is permitted to pass into the is a striking evidence of the realities of this man Ashley has been caught in his hands of those who now aspire to govern Tennessee reconstruction. every citizen thereof is directly interested, lishes the following letters written to "My find response in future suffering and ruin. probably it is well for them, as purchasers, Dear Case," a Radical patriot like himself, By prompt and united action now, no mark here Tuesday evening, from Beaufort, ing in Fayetteville ten years; was at the in the same category as Superor and County to order their goods shipped by the State whose heart was filled with profitable pa- of the wicked legislation of the present will route. We would regard the merchants triotism for his country. The letters are as leave its blackened trace upon the laws Cape Lookout Shoals, a few days ago. The and Constitution of our State.

Who can Register !

All males twenty-one years of age, who have resided in this State one year, and practical civil engineer and otherwise, and direct ter and vote, whether or not they engaged in the war or gave aid and comfort to the South. If they held office, and did not afterthey are entitled to register and vote.

in the war, or given aid to the South, they

Those who at any time before the warheld any civil office "created by law for the administration of any general law of a State. by lightning, and Kingsbury is not much better or for the administration of justice," or "taken an oath as an officer of the United States," and afterward engaged in the war or gave aid to the South, cannot register or vote. This does not include those who held military offices-militia officers, therefore, are not embraced among the disfranchised.

It must be recollected that "engaged in the rebellion, or giving aid and comfort to the enemies of the United States," does not of itself disfranchise any one. This must have been preceded by the holding of

"Confessions of Conover,"

The developments of the conspiracy against the President of the United States, are growing daily. The National Intelligencer says that the testimony already ac-

our government. The National Intelligen- Case of Indiana, Clerk, and THEN I WILL KNEW behind the epithets of partizan newspa-Each one of the subordinates is trying to save himself by an early confession.

The following confidential letter, address ed to the Chief of the Bureau of Military the immaculate Stanton, shows that he, too, is deeply and irrevocably implicated in manager of testimony-Conover alias Dun- Have been living near Fayetteville about Saw Adam Monroe and Wm. Smith there hand-writing of the Reverend Mr. Matchett, ernment and will be produced when ne- early in the morning, when I first went three dollars a few days after. About a cessary. This man Matchett is understood there; saw Capt. Tolar at the market house week after, Tolar met me and paid me two mittee. The letter is as follows:

"Washington, August 3, 1867.

"DEAR SIR:-I received the 'copy' safe, for which I am obliged. The case stands as yet untouched, waiting, I judge, for the termination of with you in the purchase of all the real estate that the trial new going on. Mrs. D. still is waiting by; think Mr. Tom Powers also went up; you may make in that Territory. I have spent a the result, and hopeful. The terms are as I statgood deal of time and some money to get this ed; the letters and documents to be retained by Maltsby went back to the crowd in front of ent; had seen him before. Witness had us, and letters gotten for us in either case. She visited me yesterday, and seemed quite cheerful ment, which I wish you would sign and keep, and with prospects of the case, as your letter and Mr. opy one just like it, and forward, and return the Riddle's has given her great confidence that you pardon), she shall not fail finally in getting out, at least under a change of office. I am trying, as ordered by Judge C., to get the think Mrs. D. begins to show symptoms of 're-turning reason,' and that her husband was guilty of a great crime, and ought justly to suffer a litis both dignity and power in the law yet, and that he will bring me the letters.

"I will inform you of any movements the moment necessary. I am very truly, "W. B. MATCHETT." Address "Hon. Judge Holt, Judge Advocate General, present." Marked "personal."

Civil vs. Military Authority.

It will be seen that the President, "Be it further resolved, That we ask and hum- and ought to be done, and when we look some covert danger is imminent, or that in no order of his will be permitted to interbly pray that the Congress will pass the Confisca- at the fate of Tennessee it is enough of thus complying with the terms of recon-

masses of enfranchised blacks, and such officer, and the order itself was in accordance ment to a little white-washing by B. F. hope no efforts, consistent with law and have been thrown upon the surface by the is the only order of General Sickles which and demoralized condition of the country. between the President and Congress, or The question at issue is between intelli- between him and the Military Commanformer slaves are to govern their old mas- LES is thus made partially nugatory, it is to

As we supposed, General Sickles has in effect endorsed the action of Judge Meares day's issue, informs us that the papers pre- ment, as humiliating as may be the efforts in regard to juries. His action has been in sented by Dunham, alias Conover, for par- to better our condition, there are depths favorable contrast with that of Judges at don, contain no word impugning Ashley, which can and must be avoided, which are other points in this State, who placed negroes upon juries who had not paid taxes for the current year, being clearly at variwere filed subsequently. The statement, threatening dangers, but if they delay acwith the order.

Judge Meakes has preserved the dignity of his position, acted consistent with his dance with what General Sickles regards as right and proper, and has not only the approval of all good citizens, but what is better, that of his own conscience.

We see that A. D. McNairy, a lawyer of his regiment was on duty in Tennessee.

McNairy was released on giving bond in

Shipwreck.

We learn from a gentleman who arrived Carteret county, that a brig went ashore on market house the day Bebee was killed .-Captain and a portion of the crew landed off, but their efforts were unsuccessful on

For the Journal. The Crops in Richmond County. A friend writes us as follows:

ROCKINGHAM, N. C., Aug. 8, 1867. The late rains in this section have im proved the crops very much, and a friend If they held office during or since told me a few days ago, that his cotton a large pistol, about fifteen inches long the war, although they may have engaged crop was the best he had had in ten years. saw it distinctly. Saw Bebee begin to fall; Corn has also improved very much, yet the

For the Journal. Meeting in Robeson County_Come and Help Save the Country.

ROBESON COUNTY, N. C., Aug. 12.

Messrs. Editors: As the time for cherishing party strife has passed away, and the time for electing members to a Convention to frame a Constitution for the people is near at hand, and, in order that the people may act in harmony and union, it is suggested that the citizens of Robeson county meet at the Court House in Lumberton, on Monday of August Court, at 1 o'clock, to take steps in aiding and assisting our good old State to get back to her proper station in the Union.

As party strife has brought us to the verge of ruin, we entreat the good people of all parties to nurse party no longer-let it perish-and let us meet as citizens who have but one interest to advance, that of peace, civil law and prosperity for all.

strife and ruin.

From the Raleigh Sentinel, Aug. 9.

THE MILITARY COMMISSION.

United States vs. Tolar, Powers & Watkins,

THURSDAY, Aug. 8, 1867. Simon Becton (negro) sworn: Live near tol better than Phillips'. Tolar's was Fayetteville on a farm. Went to town the longer. Have an opinion that Phillips' pisday Bebee was killed. Was standing on tol was not twelve inches long, but can't the East side of the market house, when swear it. (Did swear it above-Rep.) Saw Bebee was brought from the guard house. Armstrong very soon after the shooting twelve or fifteen years. While Bebee was before Bebee came down. up stairs, there was a carriage standing out | John Daily, (negro,) sworn : Live in Favin front of the market house, behind me etteville; am a sexton; buried Bebee the and not far off. There was a big crowd day after he was killed. Sheriff gave me my brother Eli is to be Chief Clerk, and my broth-er William, who is now in Colorado, shall have to be the Clerk of the Assassination Comsaw Tom Powers have a pistol in his belt. the Sheriff paid him. Saw Miss Massie and mother come down | Cross-Examined: The usual sexton's fee stairs and go to the carriage; saw Mr. Bond is three dollars. When Tolar met me he go up and talk with them ; also Mr. Malts- said: "Boy, did you bury that boy?" and Mrs. D. still is waiting by; think Mr. Tom Powers also went up; paid me three dollars and walked on." the market house, and then the carriage buried a baby the day before he buried

are not the persecutor you have been represented, when witness first got there; think Tolar paid for burying Bebee and he told them came there soon after; saw him also, while yes. Bebee was up stairs. Saw Archy come down stairs; Mr. Wemiss was on his right | ning, 11 o'clock A. M. letters. I think we shall at length succeed. I hand. After Bebee had got down on the ground, persons cried out, "shoot him," "shoot him." Didn't see any weapons at tle! Your endorsement seems to have settled her the time, but just as soon as he got out of that it is their duty to register their names mind very much, and she feels that you have done the big arch about two steps, he was shot all you could and all you ought to do. She is satisfied perfectly. I think they both feel that there was on the pavement or not; he was near it is dangerous work to treat it with contempt. I the edge of it and about two steps from noble associations, will be saved from ne- importance and necessity of this course. believe it will be all for the best that he has gone Bebee. While Bebee was coming out of The question which was of the future is up for a while. She knews not how long. I do, if the market house, Tolar was standing on the pavement outside near the edge, and at the prisoners, that they were necessary, and the time he shot, he drew his pistol from under his shawl or coat, on his left side, presented it, fired, and then immediately turned around and walked off. John Armstrong was near Tolar when he fired; also Jim Douglas. Tolar, after firing, went around the North side of the market house Carolina, the defeat of black and white and none who are entitled to register should through General Grant, Acting Secretary and witness saw him no more. Saw 'Monk' bellion restored in like manner, and the national Radicals will be an easy matter. This can fail to do so, either from a vague fear that of War, has informed General Sickles that with a knife in his hand, cursing Bebee af-Jim Douglas and McFeil say, immediately after the firing, that Tolar did it.

> Cross-examined: Have belonged to Jake (Here permission was asked by the counel of prisoners to hold a private consulta-

Patrick Evans (negro) sworn :- Live in Fayetteville; knew Bebee and was at the market house when he was killed. Saw tol and shoot Bebee. The man who shot no regard to the process of her Courts, him carried up stairs by officers; staid down had on a grey coat; witness don't know him carried up stairs by officers; staid down The fate of North Carolina is to be de- and quite another to disobey the orders of below and saw the ladies come down and cided by this registration, for the registra- the Constitutional Commander-in-Chief go to the carriage. Saw several persons go face, and points out Mr. Tolar present as tion decides the approaching elections. coming through the actual Commander-in- up to the carriage and speak to them. Saw the man. up stairs ; also saw Phillips and James Atsalary, took the test-oath as United States least, would be saved from the control of control of those of her citizens who have We have said that we regarded the posi- kinson. Saw Bebee come down. After he not been placed under the bans of the law, tion assumed by Colonel Frank as consis- got down on the floor the whole crowd or to pass under the sway of the ignorant tent with the orders of his commanding rushed at him, and there were cries of "he is our prisoner," and "he is my prisoner;" also, "kill him." "kill him;" then, afteraccount of a "special dispensation" from the liberal and just administration of Gen- whites who hope to ride into power by with the powers claimed and conceded by wards, as he went out, "shoot him." Saw Attorney General Speed, and in complieral Oab, Arkansas may also be saved. We their support—men, for the most part, who Congress to the District Commanders. It Sam Phillips have a pistol and watched him. Somebody else fired a pistol; it was not Sam Phillips that fired; witness did not see who fired it, but several persons immeformer oblivion by means of the chaotic usual, in the various conflicts of authority diately said that "Captain Tolar did it," and he was pointed out leaving the crowd. The rush upon Bebee, up to the time he was killed, was incessant. Witness thinks that the officers tried to do their duty in

> . Cross-Examination: Was subpoensed to come up here last Saturday. Keep a shop in Fayetteville ; Sam Phillips does also .-Witness frequently passes by Phillips' store; have known him for some time; never have talked with him about the matter.-Don't know the name of a single man who was with Bebee, when he was brought down; did not notice them particularly .-It was a general rush that was made at Bebee, but I don't recollect the names of any persons in it. Witness was looking at Bebee; saw him jump up two or three times; saw Phillips come up with a pistol in his hand before Bebee got down stairs; he was holding it in his right hand; it was between six and eight inches long. Witness was about four or five feet from Bebee, oath of office, and it now appears in accor- when shot; saw him fall just before he was shot. Sam Phillips was the only man whose name I recollect, as being there at that time; saw him have the pistol at that time. Immediately after the shooting Phillips held up his pistol and said, "the man is killed now, but you can all see that I did not do it, for my pistol is loaded." Witness saw the smoke of the pistol; it was about and near where Bebee stood. When some one remarked that "Tolar did it."

witness cannot say where Tolar was. most endeavors to get them here as soon Re-Direct: Witness had his eyes on Phillips at the instant the pistol-fired and immediately afterwards he disclaimed having shot Bebee and offered his pistol for examination. In the rush that was made by the crowd, witness was on the outside of the crowd, but tried to see what he could. Have never had any talk with Phillips present, and the Courts of the State will go on about what I was going to swear ; am not holding their terms with the same juries as herevery intimate with him.

Court adjourned to this (Friday) morning, 11 o'clock, A. M.

Friday, August 7. John Shaw (nearo) sworn: Have been liv-

Wemiss and other officers, and carried up tv. during the recent term, Judge Meares has stairs over the market house; he staid up safely; three persons still remained on there about three-quarters of an hour. The eral Sickles, through Col. Frank, Post Comman board, whom the pilots endeavored to get crowd was mostly under the market house; dant, in order that this construction may become saw "Monk," Tom Powers and John Maltsby there; noticed nothing peculiar about patched yesterday, and a reply is expected by tel account of a very heavy sea. The mate died before the brig struck the shore.

by there; noticed nothing peculiar about their manner; saw the ladies come down; saw Archy come down. Saw nothing until special term of the Criminal Court will be called he got out on the pavement, but heard the expression, "rally boys;" saw "Monk" try to cut him after he was on the pavement, but was kept off by Wemiss. Saw Tolar standing at the north part of the arch; saw him move up a few steps, shove some person away with his left hand, draw a pistol and shoot Bebee; saw the pistol-it was he was near the middle of the pavement witness was about four steps from Tolar. There was no one between Bebee and Tolar were near Bebee. Witness thinks it was near Charlotte in the Spring of 1865 (prob when the pistol fired. Hardie and Wemiss Jim Douglass that Tolar pushed out of the ably after the surrender and when troops some one say, "shoot him," "shoot him." the State). The soldier sent a diagram way. Just before the pistol fired heard Do not know of any agreement between any parties to rescue or protect Bebee. Saw Phillips have a pistol after Bebee was killed; it was a small pocket pistol; it was not that pistol that fired.

Cross-Examined: Used to belong to Mr. Augus Shaw. Swears he was never tied up by the thumbs on a charge of cattle stealing, by the Federal officers. Looking through the small southern arch on the eastern side, from where witness stood, he saw Bebee brought down stairs.

die) was on the floor, by the side of Bebee. Noticed nothing unusual until they alone, in Salem last week bought 30,000 turned the corner of the arch to come out, then saw "Monk" with his knife. Bebee was just about opposite me on the sidewalk quote from the Winston Sentinel the prices when he was shot. Tolar was not on the paid in Salem and Winston for dried fruit country to save your State from further short and when he fired; he wore a gray Dried Peaches, peeled, per th 10 to 15 ets. shawl and gray pants. Noticed that he pushed some one out of the way, who, wit-There is a vase at the Paris exposition ness thinks, was Jim Douglass. Pat Evans cumulated is fearful. The parties implica-made of a single turquoise, and said to be was there; witness saw him there after the pistol fired; also "Monk." Rob't Simmons

The same of the first that the rest of the second state and the second second

from his explanations of the Bulge Mixes those genderical -Collabora' Mixe

was there, about twenty-five feet behind me, when the pistol fired; heard his voice. Didn't notice what Tolar did with the pistol, or which way he went after he fired .-Am willing to swear that Phillips' pistol

was not twelve inches long. Re-Direct: At the instant Tolar fired, I did not see anybody else. Saw Tolar's Dis-

Bebee. Rob't Simmons, John Armstrong Tom Powers was at the market house, and a negro woman asked witness if he got

Re-direct: Witness identified Tolar pres-

Court adjourned to this (Saturday) mor-

SATURDAY, Aug. 10, 1867.

The Court ordered that the list of witnesses for the defence, furnished the Judge Advocate by the prisoners' Counsel, all be subpænaed-a statement being made that they were all necessary.

Also, ordered that other witnesses for defence might be summoned, if needed, upon an affidavit being made by the Counsel for what the facts were they were to be called

Rachael Lord, (negro woman,) sworn Have lived in Fayetteville all my life. Was at the market house the day Bebee was killed: he was up stairs when witness got there; saw "Monk" there then; also saw Hall and Ed. Powers; heard "Monk" say something about "cutting a damned nigger's throat." Saw a carriage standing at the market house, and ladies, accompanied by a gentleman, come down and go to it and get in it. Saw John Maltsby go to the carriage and speak to the ladies. As Bebee was coming down stairs, a rush was made and Bebee said to Sheriff Hardie, "do don't take me down there," and witness then ran off about forty feet and hid heard persons say "clear the way" and "shoot," and saw some one raise up a piswho it was, but thinks she recollects the

Cross-examination: Had been up to Mr. Anderson's just before witness went to mar ket house. Has a sister Fannie, but she was not with witness that evening. Wit ness did not tell her sister Fannie, just be fore leaving Fayetteville, that she (witness ' did not know anything of this matter, but she could not make as much in Favetteville asshe could in Raleigh about this." "Monk was there cutting a stick, and said some thing about "cutting a nigger's throat." Sam Hall and Ed. Powers were there; the were "skeeting about gay and lively." Wit ness has known them from their youth up used to play with them when they were young. Wemiss and Hardie were with Be bee when he came down. They both had hold of him. When witness ran off she hid behinda box and staid there about five or ten minutes; then heard "shoot him," "shoot him," and "clear the way;" then witness looked up and saw Bebee and the man who shot him. Bebee had on a black "rough and ready" hat, witness thinks. Either Wemiss or Mr. Hardie had hold of Bebee's comforter. Bebee was near the edge of the payement and had his left foot off of the pavement. It looked to witness like the man who fired the pistol was on the pave ment; he was a tall man; saw him throw up his arm twice before he shot. After the shooting, saw Mr. Nixon lead "Monk" out of the crowd and heard him tell "Monk, that "he should not do it." Nixon and 'Monk" came up towards Mr. Taylor's

store and brushed by witness several times. Witness lives at Mr. Webster's. Re-Direct: Bebee had on a black hat that lay; can't say whether he had it on when he was shot. Saw him have it on coming down the steps. After he was shot, he fell with one foot off of the pavement. When Bebee said "dont take me down there, somebody jerked him forward. Wemiss and Hardie had hold of him at that time. The Judge Advocate now stated that oth

er witnesses had been summoned, but had

not arrived, and that he would use his ut-

as possible; when the Court adjourned to

this morning, (Monday,) 11 o'clock A. M.

CRIMINAL COURT-A SPECIAL TERM PROBABILL. The satisfactory reply of General Siekles to Governor Worth's letter, which correspondence appears under our telegraphic head in to-day's issue, sets the question of juries at rest for the tofore, until the lists shall have been revised by the proper authority. Although this letter of -only two of which exist in this State-it is reasonable to suppose that they may be construed Saw him brought from the guard house by tive to juries in the Criminal Court for this coun directly apparent. This communication was disfor the first Monday in September ne Honor, the Judge of this Court, is empowered to

call special terms whenever, in his opinion, it necessary, fourteen days notice of the time holding said terms being required. TREASURE FOUND .- On Friday last three or four of our citizens found in the South western suburbs of this city, a lot of mas sive sliver ware, buried in a branch. The search was undertaken in consequence of a letter received by Mr. Wm. A. Williams from a man in Connecticut, who representel that he had been a soldier in the Fede ral army and had buried this silver ware were first sent to garrison this section the locality with particular directions how to find the treasure. When we saw it the ware was covered by rust and mud so much that we could not tell whether any name was upon it or not. After being cleaned probably a name may be found. Of course it was stolen from some one by the soldier. who has since repented of his bad conduct. Charlotte Democrat.

DRIED FRUIT.-We hope some merchant in Charlotte will make arrangements to purchase and ship dried fruit of all sorts, When witness first saw Hardie, he (Har- especially dried blackberries, cherries, We see it announced that one merchant pounds of dried blackberries. For the information of the public in this section, we

> " " 3 to 4 * * 25 " Cherries, " " 6 to 7 " Blackberries, Charlotte Democrat.

one property of the control